



DEPARTMENT OF ENERGY
Federal Energy Regulatory Commission

Sabine River Authority – LA & TX

[Project No. 2305-128]

Notice of Application Accepted for Filing and Soliciting Comments, Motions to Intervene, and Protests

Take notice that the following hydroelectric application has been filed with the Commission and is available for public inspection:

- a. Application Type: Non-capacity amendment of license for project boundary administration
- b. Project No: 2305-128
- c. Date Filed: September 7, 2021
- d. Applicant: Sabine River Authority – LA & TX
- e. Name of Project: Toledo Bend Hydroelectric Project
- f. Location: The Sabine River on the Texas-Louisiana border in Panola, Shelby, Sabine, and Newton counties in Texas and DeSoto, Sabine, and Vernon parishes in Louisiana
- g. Filed Pursuant to: Federal Power Act, 16 USC 791a - 825r
- h. Applicant Contact: Jim Brown, (409) 746-2192, jbrown@sratx.org
- i. FERC Contact: Mark Carter, (678) 245-3083, mark.carter@ferc.gov
- j. Deadline for filing comments, motions to intervene, and protests: January 14, 2022

The Commission strongly encourages electronic filing. Please file comments, motions to intervene, and protests using the Commission's eFiling system at <http://www.ferc.gov/docs-filing/efiling.asp>. Commenters can submit brief comments up to 6,000 characters, without prior registration, using the eComment system at <http://www.ferc.gov/docs-filing/ecomment.asp>. You must include your name and contact information at the end of your comments. For assistance, please contact FERC Online Support at FERCOnlineSupport@ferc.gov, (866) 208-3676 (toll free), or (202) 502-8659 (TTY). In lieu of electronic filing, you may submit a paper copy. Submissions sent via the U.S. Postal Service must be addressed to: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 888 First Street NE, Room 1A, Washington, DC 20426. Submissions sent via any other carrier must be addressed to: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 12225 Wilkins Avenue, Rockville, Maryland 20852. The first page of any filing should include docket number

P-2305-128. Comments emailed to Commission staff are not considered part of the Commission record.

k. Description of Request: Sabine River Authority – LA & TX proposes a new article (i.e., Article 417 – *Project Administration*) to be included in the project license. The project boundary is based mostly on metes and bounds surveys over 1,130 miles around the reservoir that were meant to provide a 50-foot buffer from the water’s edge. At the time of initial surveying (i.e., the 1960s), surveyors were allowed variances of up to 75 feet to the landward side of the project boundary, which resulted in the licensee acquiring, in many instances, more property than is needed for project purposes. The article would allow the licensee to adjust the project boundary under certain circumstances without prior Commission approval to ensure that the project boundary includes only those lands needed for project purposes. Specifically, the licensee would be able to make adjustments for lands that meet all three of these conditions: (1) located entirely above the elevation 175 feet mean sea level contour; (2) located at least 50 feet from the reservoir shoreline; and (3) not otherwise needed for project purposes (i.e., project works, recreation, aquatic and terrestrial resource protection, shoreline control, or cultural resource protection). The licensee would file biennial reports describing its activities under the article, including revised Exhibit G (project boundary) drawings, if necessary.

l. Locations of the Application: In addition to publishing the full text of this document in the Federal Register, the Commission provides all interested persons an opportunity to view and/or print the contents of this document via the Internet through the Commission’s Home Page (<http://www.ferc.gov>) using the “elibrary” link. Enter the docket number excluding the last three digits in the document field to access the document. At this time, the Commission has suspended access to the Commission’s Public Reference Room, due to the proclamation declaring a National Emergency concerning the Novel Coronavirus Disease (COVID-19), issued by the President on March 13, 2020. For assistance, contact FERC at FERCOnlineSupport@ferc.gov or call toll-free, (886) 208-3673 or TTY, (202) 502-8659. Agencies may obtain copies of the application directly from the applicant.

m. Individuals desiring to be included on the Commission's mailing list should so indicate by writing to the Secretary of the Commission.

n. Comments, Protests, or Motions to Intervene: Anyone may submit comments, a protest, or a motion to intervene in accordance with the requirements of Rules of Practice and Procedure, 18 CFR 385.210, .211, .214, respectively. In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a motion to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or motions to intervene must be received on or before the specified comment date for the particular application.

o. Filing and Service of Documents: Any filing must (1) bear in all capital letters the title “COMMENTS”, “PROTEST”, or “MOTION TO INTERVENE” as applicable; (2) set forth in the heading the name of the applicant and the project number of the application to which the filing responds; (3) furnish the name, address, and telephone

number of the person commenting, protesting or intervening; and (4) otherwise comply with the requirements of 18 CFR 385.2001 through 385.2005. All comments, motions to intervene, or protests must set forth their evidentiary basis. Any filing made by an intervenor must be accompanied by proof of service on all persons listed in the service list prepared by the Commission in this proceeding, in accordance with 18 CFR 385.2010.

DATED: December 15, 2021.

Kimberly D. Bose,
Secretary.

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